Page: 2 11/16/94

FM SEPARATION STUDY

Job Title : Licensed WKMF(FM) CH 269

Separation Buffer 50 km

FCC DB Date : 10/25/94

Channel 269A (101.7 MHz)

Coordinates: 43-16-12 83-30-14

Call City Channel ERP(kW) Latitude Bearing Dist. Req. Status State FCC File No. Freq. HAAT(m) Longitude deg-Tru (km) (km)

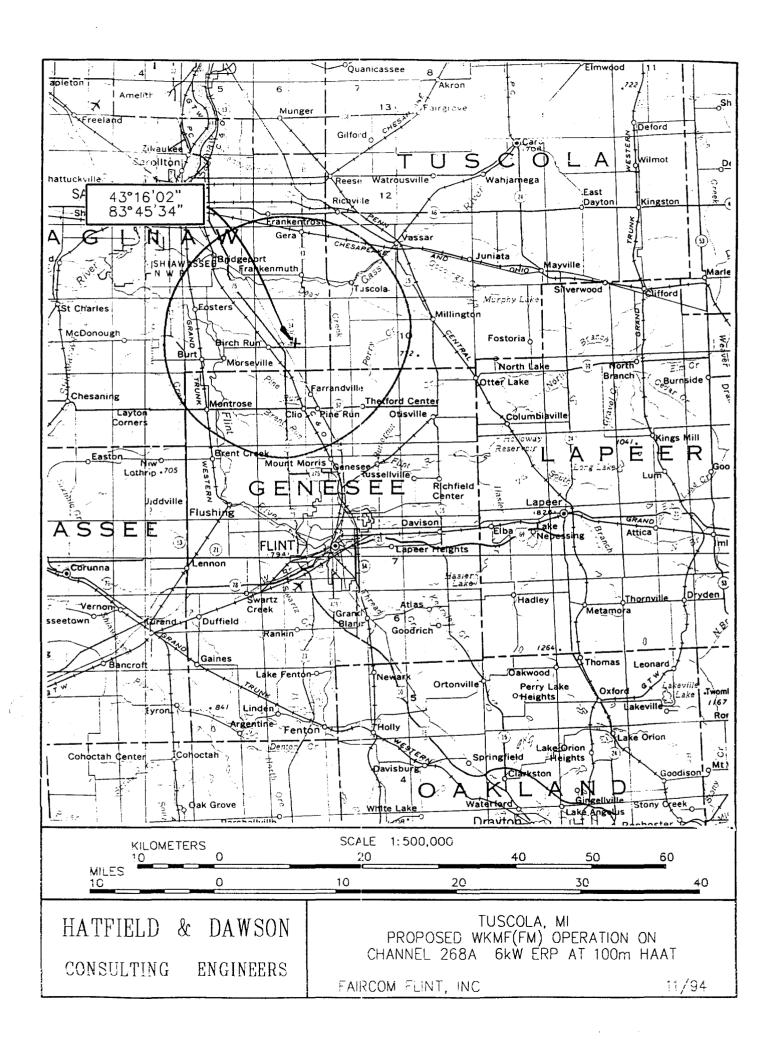
WGRT Port Huron 272A 3.00 43-04-08 104.7 86.22 31 LIC MI BLH911230KD 102.3 97.0 82-28-48 55.22 CLEAR Specially negotiated, short-spaced allotment, limited to 3.0kW ERP and 100m HAAT or the equivalent along the 87.8 degree azimuth towards channel 272B* (L) in Woodstock, ON.-Accepted by Canada 940207

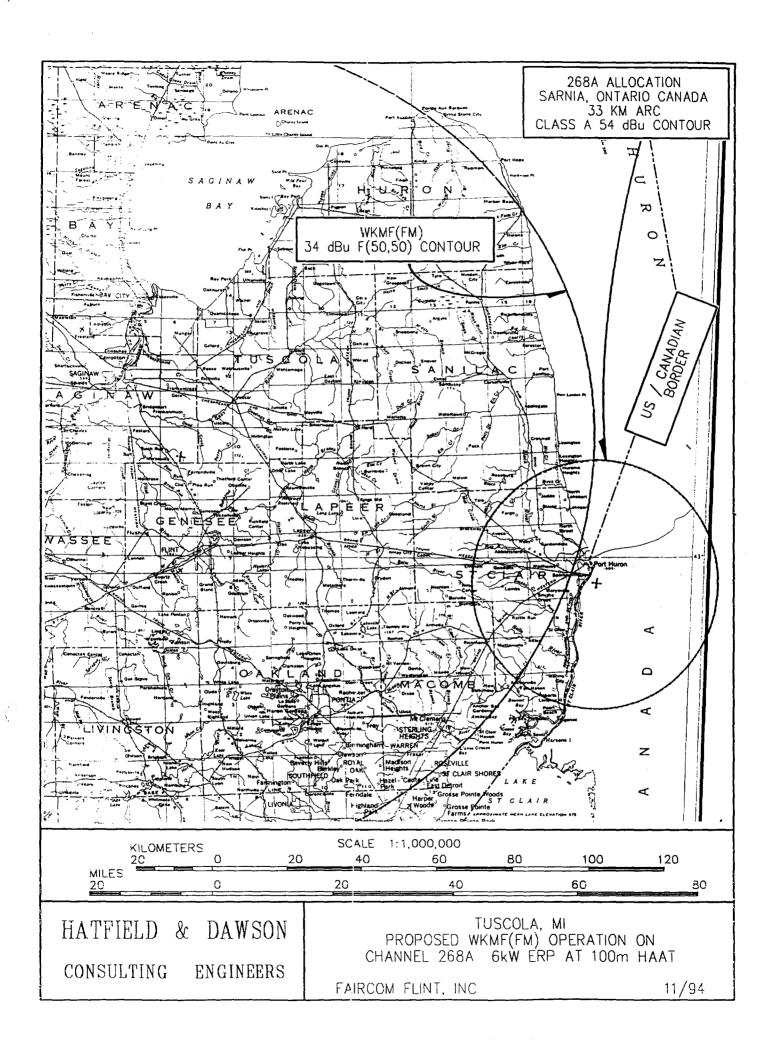
^{**} End of separation study for channel 269A **

Job Title : Proposed	WKMF(FM) CH 26	8			uffer 50 km e : 10/25/94
Channel 268A (101.5		C			02 83-45-34
Call City Status State FCC Fi	Channel le No. Freq.	ERP(kW) HAAT(m)		Bearing deg-Tru	Dist. Req. (km)
WNFR Sandusky CP MI BPED920 Accepted by Canada o limited to 19.0 kw E towards channel 214B	RP at 100m HAA	100.0 ally negot Tor equiv	43-27-32 82-57-42 iated short valent, alon	-spaced	68.09 12 56.09 CLEAR allotment, .3 azimuth
WQAC Alma LIC MI BLED930	215A 402KA 90.9	0.1 20.0	43-22-46 84-40-25	279.9	75.20 10 65.20 CLEAR
WBTZ Pinconning CP MI BPH891 CP Cancelled 940121- Proposed to Canada a Lent w/Power Ltd. to on 910305	s B1 on 900306	151.0 n being tr -Specially	negotiated	tition f	paced allot-
WBTZ Pinconning LIC MI BLH880	265A 826KD 100.9	1.30 151.0	43-50-46 84-05-32	337.5	69.72 31 38.72 CLEAR
WRIF Detroit LIC MI BLH581 GRANDFATHERED AT 27K		268.0	42-28-15 83-15-00	154.7	97.79 69 28.79 CLEAR
Sebewaing ALC MI Docket89- Class B1 in respect Site Restricted-Effe	to Canada-Acce	pted by Ca	43-48-01 83-23-38 anada 901105 871008ID pe		-5.80 SHORT
WCUZFM Grand Rapids LIC MI BLH540	267B 0 101.3	50. 128.0	43-02-28 85-21-28	259.6	132.42 113 19.42 CLEAR
UZFM Grand Rapids CP MI BPH890	267B 623ID 101.3	26. 214.0	43-02-28 85-31-04	260.6	145.22 113 32.22 CLEAR
WCUZFM Grand Rapids APP MI BMPH940	267B 720IB 101.3		43-02-01 85-31-15	260.3	145.62 113 32.62 CLEAR
WPRJ Coleman LIC MI BLH921	268A 120KC 101.5	2.2 114.0	43-48-41 84-27-57	317.0	83.17 115 -31.83 SHORT

Job Title : Proposed WKMF(FM) CH 268 Channel 268A (101.5 MHz)			Separation Buffer 50 km			
Channel 268A (101.5 MHz)			Coordinates	: 43-16-	02 83-4	5-34
Call City Status State FCC File No	Channel Freq.	ERP(kW) HAAT(m)	Latitude Longitude	Bearing deg-Tru	Dist. (km)	Req. (km)
Sarnia ON SPECIAL NEGOTIATED SHORT-S	268A 101.5 SPACED AL	.0 LOCATION.	42-58-20 82-23-48	106.1	115.66 -64.34 S	180 HORT
WLQR Toledo LIC OH BLH900619KC	268B 101.5	19.0 246.0	41-41-02 83-24-47	170.7	178.18 .18 C	
WKMFFM Tuscola LIC MI BLH880404KC Specially negotiated, show	269A 101.7 ct-spaced	3.00 100.0 allotmer	43-16-12 83-30-14 at-Accepted	89.1 by Canada	20.76 -51.24 S a 940207	72 HORT
WILSFM Lansing LIC MI BLH930430KB Accepted by Canada on 9303	269A 101.7 322	3.3 88.0	42-43-16 84-33-01	226.9	88.55 16.55 C	72 LEAR
CKNXFM Wingham ON SPECIALLY NEGOTIATED SHORT	r-SPACED	ALLOCATIO	N			
WDETFM Detroit LIC MI BLH7131 COMM. CH. OPER. EDUC G	270B 101.9 RANDFATHE	79. 137.0 RED AT 79	42-21-28 83-03-55 KW @ 137M H	150.5 AAT.	115.90 46.90 C	69 LEAR
WLEWFM Bad Axe LIC MI BLH890117KK	271C2 102.1	50. 150.0	43-53-28 83-07-26	36.2	86.27 31.27 C	

^{**} End of separation study for channel 268A **





Appendix 3

Exhibits for

Vacant Allotment Sebewaing, Michigan

Basic Station Data

Station: City: Sebewaing

Frequency: 101.3 MHz State: MI Channel: 267 Country: US

Class: A Coordinates: N 43 48 1 Facility: FA W 83 23 38

Domestic Status: VACANT

File Number: Docket-89-38

Docket: 89-38

Window Open Date: Window Close Date: Section 73.215: N

Last Change Date: 921020 FM Database Date: 940927

Horizontal	Vertical
0.000 kW 0 m 0 m 0 m	0.000 kW 0 m 0 m
	0.000 kW 0 m 0 m

Beam Tilt: N Directional Antenna: N

Coordination/Notification

International Status: VACANT Vacant allotment

Coordination Status: Not applicable

Border: Canada

Distance: 96 km

Last Notify Date: International Class: B1

Applicant/Licensee Name

Comment

Class B1 in respect to Canada-Accepted by Canada 901105 Site Restricted-Effective 12-28-89-Rsvd for 871008ID per D89-38

Page: 1 11/16/94

Job Tit	le : Va	acant Allotmen	t Sebwai	ng CH 267	Sep	aration B CC DB Dat	uffer	50 km
Channel	267A	(101.3 MHz)			Coordinates	: 43-48-	01 83-	23-37
Call Status	City State	FCC File No.	Channel Freq.	ERP(kW) HAAT(m)	Latitude Longitude	Bearing deg-Tru		Req. (km)
Accepte limited towards	ed by (d to 19 s chanr	sky BPED920826MB Canada on 9303 0.0 kw ERP at nel 214B in Pa	02-Specia 100m HAA' ris, ON.	ally nego T or equi	tiated shor valent, alo	t-spaced ng the 95	allotme:	nt, uth
WCLS LIC	Oscoda MI	BLH920916KB	264C3 100.7	20.5 110.0	44-34-42 83-22-40	.8	86.47 44.47	42 CLEAR
CP Cand	celled ed to (/Power	nning BPH891106IE 940121-307 Ap Canada as B1 o Ltd. to 2.6kw	plication n 900306	n being t -Speciall	reated as Pe y negotiate	etition f d short s	or Recorpaced a	n. llot-
WBTZ LIC	Pincor MI	nning BLH880826KD	265A 100.9	1.30 151.0	43-50-46 84-05-32	275.4	56.44 25.44	31 CLEAR
LIC	MI	nmon BLH900322KB n respect to C	101.1	3.40 135.0	44-34-15 84-41-33	310.1	134.61 62.61	72 CLEAR
WRIF LIC GRANDF	Detroi MI ATHEREI	it BLH5812 DAT 27KW @ 26	266B 101.1 8M HAAT.	27.0 268.0	42-28-15 83-15-00	175.4	148.16 35.16	113 CLEAR
ALC Class I Site Re	Sebewa MI Do B1 in n estrict	aing ocket89-38 respect to Can ced-Effective	267A 101.3 ada-Acce; 12-28-89	.0 pted by C -Rsvd for	43-48-01 83-23-38 anada 90110 871008ID p	269.4 - 5 er D89-38	.03 114.97	115 SHORT
LIC	Grand MI	Rapids BLH5400	267B 101.3	50. 128.0	43-02-28 85-21-28	242.7	180.06 2.06	
WCUZFM CP	Grand MI	Rapids BPH890623ID	267B 101.3	26. 214.0	43-02-28 85-31-04	244.5	191.60 13.60	
WCUZFM APP	Grand MI	Rapids BMPH940720IB	267B 101.3	50.0 129.0	43-02-01 85-31-15	244.3	192.20	178 CLOSE

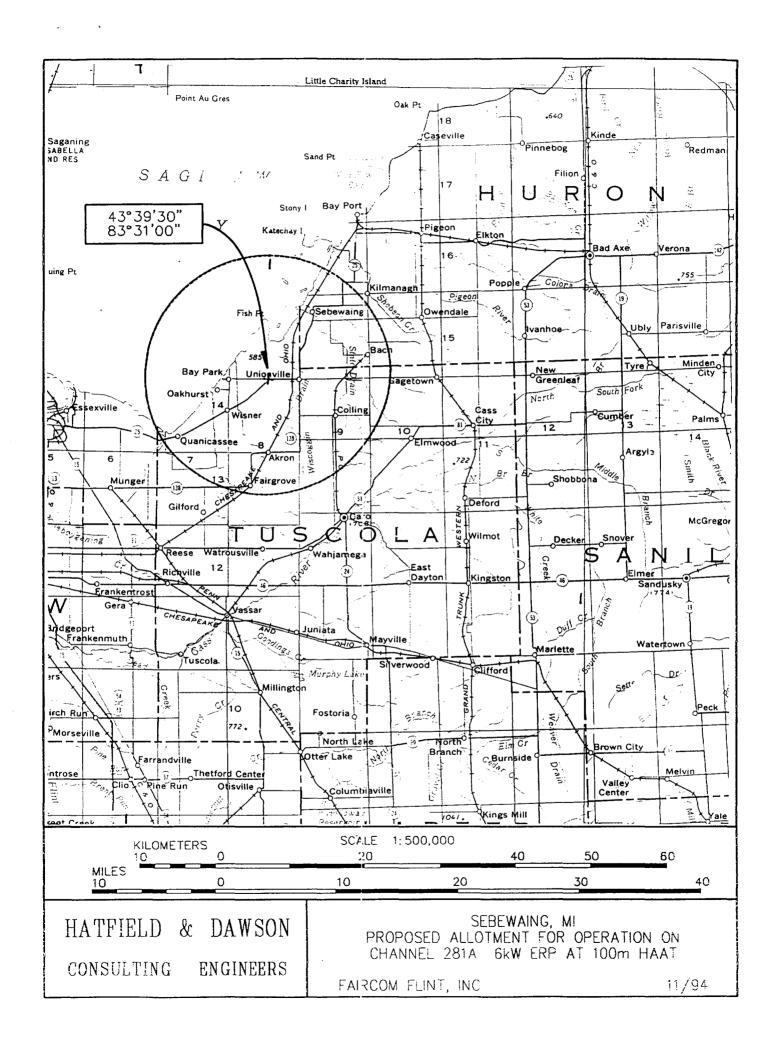
Page: 2 11/16/94

Job Tit	le : Va	cant Allotmen	t Sebwai:	ng CH 267		aration E CC DB Dat		
Channel	267A	(101.3 MHz)			Coordinates			
Call Status	City State	FCC File No.	Channel Freq.		Latitude Longitude			Req.
CKOTFM	Tillson	nburg	267B 101.3	50. 139.0	43-00-44 80-50-10	112.1	224.91	223 CLOSE
WPRJ LIC	Coleman MI	n BLH921120KC	-	2.2 114.0	43-48-41 84-27-57			72 CLOSE
SPECIA	 ·	IATED SHORT-S		.0 LOCATION.		138.5		113 CLOSE
WKMFFM LIC Specia	MI	a BLH880404KC otiated, shor	101.7	100.0			28.60	

^{**} End of separation study for channel 267A **

Job Title : Proposed Allotment for Sebewaing CH 281 Separation FCC DB	Date : 10/25/94
Channel 281A (104.1 MHz) Call City Channel ERP(kW) Latitude Bear Status State FCC File No. Freq. HAAT(m) Longitude deg-	
WKQZ Midland 227C2 39. 43-50-46 294 LIC MI BLH881027KB 93.3 169.0 84-05-32 From Channel 228A	
WMUZ Detroit 278B 50. 42-22-40 171 LIC MI BLH851223KG 103.5 142.0 83-14-32	.0 144.02 69 75.02 CLEAR
Harbor Beach 279C2 43-59-06 50 ALC MI Docket89-38 103.7 .0 82-58-25 Site Restricted-Effective 12-28-89-Rsvd for WFMM per D89-38	.0 56.81 55 1.81 CLOSE
WMZX Owosso 280A 6.0 43-01-48 217 LIC MI BMLH940106KA 103.9 78.0 84-10-39 `roposed to Canada as a B1 on 930426-Accepted by Canada on	16.01 CLEAR
Woodstock 280C1 43-06-08 104 ON 103.9 .0 80-46-15 Specially negotiated, short-spaced allotment, ltd. to 100kw or the equivalent along the 134.2 degree azimuth towards WL in Kane, PA & ltd. to 90 kw ERP & 116m HAAT or the equivalent 170.7 degree azimuth towards WWIZ, channel 280A in Mercer, Commission 930405	ERP & 195m HAAT IM, channel 280A nt along the
WVGR Grand Rapids 281B 108. 42-41-13 236 LIC MI BLH800402AB 104.1 183.0 85-30-35 COMM. CH. OPER. EDUC GRANDFATHERED AT 108KW @ 183M HAAT- MAXIMUM ALLOWED UNDER INTERNATIONAL AGREEMENTS"	16.72 CLEAR
	.6 105.76 72 33.76 CLEAR
MC Detroit 282B 190. 42-28-25 166 LIC MI BLH6899 104.3 110.0 83-06-56 GRANDFATHERED AT 190KW @ 110M HAAT.	.0 135.62 113 22.62 CLEAR
WUVE Saginaw 283A 2.9 43-23-34 228 LIC MI BLH920825KB 104.5 126.0 83-55-27 SS Proposed to Canada as B1 on 910912-Accepted by Canada 91110	13.23 CLOSE
WKJC Tawas City 284C2 50. 44-24-43 354 LIC MI BLH870415KW 104.7 150.0 83-37-17 FROM CHANNEL 280 PER D81-854	.3 84.16 55 29.16 CLEAR

^{**} End of separation study for channel 281A **



CERTIFICATE OF SERVICE

The undersigned, an employee of Haley, Bader & Potts, hereby certifies that the foregoing PETITION FOR RULE MAKING was mailed this date by First Class U.S. Mail, postage prepaid, or was hand-delivered*, to the following:

Mr. Gary M. Bugh Praise Radio (WPRJ(FM)) Box 236 5444 N. Coleman Road Coleman, MI 48618

Dawn A. Smith

November 18, 1994

Before the Federal Communications Commission Washington, D.C. 20554

MM Docket No. 95-7

In the Matter of

Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Coleman, Sebewaing and Tuscola, Michigan) RM-8561

NOTICE OF PROPOSED RULE MAKING AND ORDER TO SHOW CAUSE

Adopted: January 12, 1995; Released: January 23, 1995

Comment Date: March 16, 1995 Reply Comment Date: March 31, 1995

By the Chief, Allocations Branch:

- 1. Before the Commission for consideration is a petition for rule making filed by Faircom Flint, Inc. ("petitioner"), requesting the substitution of Channel 268A for Channel 269A at Tuscola, Michigan, and modification of the license for Station WBBN to specify operation on Channel 268A. Petitioner also requests substitution of Channel 269A for Channel 268A, Coleman, Michigan, and substitution of Channel 281A for vacant Channel 267A at Sebewaing, Michigan. Petitioner provided an engineering study in support of the proposal and indicated it would apply for the channel at Tuscola.
- 2. In support of its proposal, petitioner states that Station WBBN, Tuscola and Station WPRJ, Coleman, are currently restricted to operating with three kilowatts. Further, Station WBBN, operating on Channel 269A at Tuscola, receives interference in its normal service area from Station WILS-FM, Flint, Michigan, and Station WDET, Detroit, Michigan, According to petitioner, that by exchanging the channel allotments at Tuscola and Coleman, both stations will be able to operate with six kilowatts. However, the vacant allotment at Sebewaing will need to be changed, to accommodate these substitutions. Petitioner points out that in this case, improvements must be afforded to both Stations WBBN and WPRJ or there can be no improvements at all as this exchange of channels at Tuscola and Coleman would appear to qualify as an incompatible channel swap. 1
- 3. Whenever an existing licensee is ordered to switch frequencies in order to accommodate a new channel allotment, we require the proponent of a new allotment to make a commitment that it will reimburse the affected

tioner has acknowledged its responsibility to reimburse Station WPRJ, Coleman, Michigan, for the reasonable costs in changing frequency if the substitution at Tuscola is granted.

4. We believe petitioner's proposal warrants consideration because the proposed substitutions will avoid to the proposed of the substitutions will avoid to the proposed of the substitutions will avoid to the substitutions will be substitutions.

station(s) for costs incurred in changing frequencies. Peti-

- ation because the proposed substitutions will provide expanded reception service to Tuscola and Coleman. Channel 268A can be allotted to Tuscola, Michigan, in compliance with the Commission's spacing requirements at a site 10.4 kilometers (6.5 miles) southwest of the community.2 We shall propose to modify the license for Station WBBN, Channel 269A, to specify operation on Channel 268A in accordance with Section 1.420(g) of the Commission's Rules. Channel 269A can be allotted to Coleman, Michigan, in compliance with the Commission's spacing requirements at a site 11.3 kilometers (7 miles) northeast of the community.³ To accommodate the substitution at Tuscola and Coleman, we shall also propose to substitute Channel 281A for vacant Channel 267A at Sebewaing, Michigan. The allotment of Channel 281A can be made at Sebewaing at a site 10.1 kilometers (6.3 miles) southwest of the community.4 Since the communities of Tuscola, Coleman and Sebewaing are located within 320 kilometers (200 miles) of the U.S.-Canadian border, concurrence of the Canadian government will be requested for these allotments. We will request concurrence for the allotment of Channel 268A at Tuscola as a specially negotiated short-spaced allotment as our study indicates that the allotment is short-spaced to Channel 268A, Sarnia, Ontario, Canada.
- 5. We shall also seek comments as to whether we should delete Channel 267A at Sebewaing, Michigan, to accommodate the substitutions at Tuscola and Coleman. Originally, Channel 280A was allotted to Sebewaing in MM Docket No.81-854, 47 FR 43697, October 4, 1982. Channel 267A was substituted for Channel 280A in MM Docket 89-38. See 4 FCC Rcd 8012 (1989). Although Family Stations, Inc. did have a construction permit for Station WWMI, Channel 267A. Sebewaing, the construction permit was forfeited and the call sign deleted on July 3, 1989. Since the construction permit was forfeited, the channel is considered vacant. If, however, comments are filed during the comment cycle in this proceeding stating an intention to file an application for the channel, upon termination of this proceeding, a filing window will be opened for Channel 281A at Sebewaing. It is Commission policy not to delete a channel in which an interest has been expressed. If no interest is expressed in retaining a channel in the community, we shall delete the channel at Sebewaing.
- 6. In view of the foregoing, we propose to amend the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, for the communities listed below, to read as follows:

¹ See Blair Nebraska, et al, 8 FCC Rcd 4086 (1993).

² The coordinates for Channel 268A at Tuscola are 43-16-02 and 83-45-34.

³ The coordinates for Channel 269A at Coleman are 43-48-41

and 84-27-57.

⁴ The coordinates for Channel 281A at Sebewaing are 43-39-30 and 83-31-00.

268A

Tuscola, Michigan

OPTION I

	CI	nannel No.
City	Present	Proposed
Coleman, Michigan	268A	269A
Sebewaing, Michigan	267A	281A
Tuscola, Michigan	269A	. 268A
	OPTION II	
Coleman, Michigan	268A	269A
Sebewaing, Michigan	267A	

7. IT IS ORDERED, That pursuant to Section 316(a) of the Communications Act of 1934, as amended, Come Together Ministries, Inc., the licensee of Station WPRJ, Coleman, Michigan, SHALL SHOW CAUSE why the license should not be modified to specify operation on Channel 269A in lieu of Channel 268A.

269A

- 8. Pursuant to Section 1.87 of the Commission's Rules. Come Together Ministries, Inc., may not later than March 16, 1995, file a written statement showing with particularity why the authorization should not be modified as proposed in the Order to Show Cause. The Commission may call upon Come Together Ministries, Inc. to furnish additional information. If Come Together Ministries, Inc. raises a substantial and material question of fact, a hearing may be required to resolve such a question pursuant to Section 1.87. Upon review of the statements and/or additional information furnished, the Commission may grant the modification, deny the modification, or set the matter of modification for hearing. If no written statement if filed by the date referred to above. Come Together Ministries. Inc. will be deemed to have consented to the modification as proposed in the Order to Show Cause and a final Order will be issued by the Commission, if the above-mentioned channel modification is ultimately found to be in the public interest.
- 9. IT IS FURTHER ORDERED. That the Secretary of the Commission shall send by Certified Mail. Return Receipt Requested, a copy of this Notice of Proposed Rule Making and Order to Show Cause to the following:

Come Together Ministries, Inc. 5444 N. Coleman Road Coleman, Michigan 48618

10. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein. In particular, we note that a showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be allotted.

11. Interested parties may file comments on or before March 16, 1995, and reply comments on or before March 31, 1995, and are advised to read the Appendix for the proper procedures. Comments should be filed with the Secretary, Federal Communications Commission. Washington, D.C. 20554. Additionally, a copy of such comments should be served on the petitioner's counsel, as follows:

Richard M. Riehl, Esq. Haley, Bader & Potts 4350 North Fairfax Drive, Suite 900 Arlington, Virginia 22203-1633

- 12. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Allotments, Section 73.202(b) of the Commission's Rules. See Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making to Amend Sections 73.202(b), 73.504 and 73.606(b) of the Commission's Rules, 46 FR 11549, February 9, 1981.
- 13. For further information concerning this proceeding, contact Kathleen Scheuerle, Mass Media Bureau, (202) 634-6530. For purposes of this restricted notice and comment rule making proceeding, members of the public are advised that no ex parte presentations are permitted from the time the Commission adopts a Notice of Proposed Rule Making until the proceeding has been decided and such decision is no longer subject to reconsideration by the Commission or review by any court. An ex parte presentation is not prohibited if specifically requested by the Commission or staff for the clarification or adduction of evidence or resolution of issues in the proceeding. However, any new written information elicited from such a request or a summary of any new oral information shall be served by the person making the presentation upon the other parties to the proceeding unless the Commission specifically waives this service requirement. Any comment which has not been served on the petitioner constitutes an ex parte presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment, to which the reply is directed, constitutes an ex parte presentation and shall not be considered in this proceeding.

FEDERAL COMMUNICATIONS COMMISSION

John A. Karousos Chief, Allocations Branch Policy and Rules Division Mass Media Bureau

APPENDIX

1. Pursuant to authority found in Sections 4(i), 5(c)(1),303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61 0.204(b) and 0.283 of the Commission's Rules, IT IS PROPOSED TO AMEND the FM Table of Allotments, Section 73.202(b) of

3

the Commission's Rules and Regulations, as set forth in the Notice of Proposed Rule Making to which this Appendix is attached.

- 2. Showings Required. Comments are invited on the proposal(s) discussed in the Notice of Proposed Rule Making to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed allotment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is allotted and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.
- 3. Cut-off Procedures. The following procedures will govern the consideration of filings in this proceeding.
 - (a) Counterproposals advanced in this proceeding itself will be considered if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See Section 1.420(d) of the Commission's Rules.)
 - (b) With respect to petitions for rule making which conflict with the proposal(s) in this Notice, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.
 - (c) The filing of a counterproposal may lead the Commission to allot a different channel than was requested for any of the communities involved.
- 4. Comments and Reply Comments; Service. Pursuant to applicable procedures set out in Sections 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the Notice of Proposed Rule Making to which this Appendix is attached. All submissions by parties to this proceeding or by persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See Section 1.420(a), (b) and (c) of the Commission's Rules.) Comments should be filed with the Secretary, Federal Communications Commission, Washington, D.C. 20554.
- 5. Number of Copies. In accordance with the provisions of Section 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.
- 6. Public Inspection of Filings. All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street N.W., Washington, D.C.

CERTIFICATE OF SERVICE

I, Barbara L. Rascon, a secretary in the law offices of Haley Bader & Potts P.L.C., hereby certify that I have on this 15th day of March 1995, sent copies of the foregoing "COMMENTS OF FAIRCOM FLINT INC.", by first-class, United States mail, postage prepaid, to the following:

*Mr. John A. Karousos Chief, Allocations Branch Policy and Rules Division Mass Media Bureau Federal Communications Commission 2025 M Street, NW, Room 8322 Washington, DC 20554

Mr. Gary M. Bugh Praise Radio (WPRJ(FM)) Come Together Ministries, Inc. Box 236 5444 North Coleman Road Coleman, MI 48618

Barbara L. Rascon

*Hand Delivery